

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

RECEIVED

ANNYE J. THOMAS, c/o  
THE ESTATE OF LAKECIA Q.  
BROADNAX,

2007 JAN 29 P 4:42

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

Plaintiff,

v.

CV ~~98~~ 2006 CV-1101

AMERICAN HERITAGE INSURANCE  
COMPANY,

Defendants.

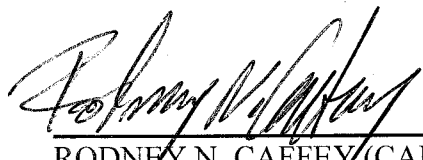
**PLAINTIFFS' MOTION TO DISMISS**  
**DEFENDANT ALLSTATE LIFE INSURANCE COMPANY**

COMES NOW, the Plaintiff by and through her undersigned counsel, and  
Does hereby request this Honorable Court dismiss the Defendant Allstate Life  
Insurance Company from the above-styled cause. As grounds Plaintiff states the  
following:

1. The Plaintiff's claims arise from a life insurance policy issued by Defendant American Heritage Life Insurance Company.
2. American Heritage Life Insurance Company is a wholly-owned subsidiary of The Allstate Corporation.
3. Allstate Life Insurance Company is wholly-owned by Allstate Insurance Company, which is owned by The Allstate Corporation.
4. Allstate Life Insurance and American Heritage Life Insurance Company are two distinct entities.

**WHEREFORE premises considered**, the Plaintiff moves for an order dismissing the Defendant Allstate Life Insurance Company **only**, from the Complaint.

**Respectfully Submitted:** on this the 29<sup>th</sup> day of January 2007.

  
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RODNEY N. CAFFEY (CAF002)  
Attorney for Plaintiff

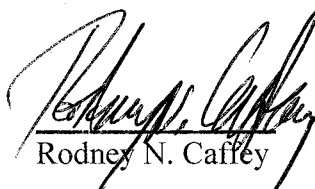
ADDRESS OF COUNSEL:

RODNEY N. CAFFEY  
ATTORNEY AT LAW  
Post Office Box 2012  
Montgomery, AL 36102  
Telephone: (334) 220-4310

**CERTIFICATE OF SERVICE**

I hereby certify that on this 29<sup>th</sup> day of January 2007, I have served a copy of the foregoing upon the following by electronic mail:

David W. McDowell, Esq.  
Baker, Donelson, Bearman, Caldwell & Berkowitz, PC  
Wachovia Tower, Suite 1600  
420 Twentieth Street North  
Birmingham, AL 35203

  
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Rodney N. Caffey